

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

**ENTERED**

October 25, 2018

David J. Bradley, Clerk

ADAMS EMS, INC.,

Plaintiff,

VS.

ALEX M. AZAR II, SECRETARY,  
UNITED STATES DEPARTMENT OF  
HEALTH AND HUMAN SERVICES

Defendant.

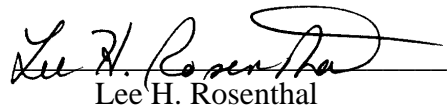
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CIVIL ACTION NO. H-18-1443

**ORDER**

On October 23, 2018, the court preliminarily enjoined the defendant, Alex M. Azar, II, Secretary of the United States Department of Health and Human Services, “from withholding or offsetting payments . . . from[] Adams EMS, Inc. to recoup the alleged overpayments in the claim pending an administrative-law-judge hearing.” (Docket Entry No. 49). The court waived the bond requirement for Adams. (*Id.*). Under the July 11, 2018, temporary restraining order, the court set a bond at \$5,000 in addition to the \$35,000 already recouped by the Secretary. (Docket Entries No. 17, 22). Adams has requested that the court release the \$5,000. Adams must file a motion to release the funds so that the Secretary may object.

SIGNED on October 25, 2018, at Houston, Texas.

  
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Lee H. Rosenthal

Chief United States District Judge